City of Lafayette
Public Meeting Agenda
Special Meeting
Lafayette City Council

Monday, April 27, 2009 **5:45 pm**
Lafayette Community Center – **Sequoia Room**
500 St. Mary's Road, Lafayette, California

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1) CALL TO ORDER
2) ROLL CALL
3) ADOPTION OF AGENDA
4) PUBLIC COMMENTS
5) STAFF REPORT
   A. **Lt. Mike Hubbard, Police Services Manager**
   Implications to the City of Lafayette of District Attorney Robert Kochly's announcement that the DA will not be prosecuting most misdemeanors including:

   - Any simple drug possession cases, including for methamphetamine, cocaine and heroin
   - All non-DUI driving or traffic offenses
   - Misdemeanor property crimes (e.g., vandalism, shoplifting)
   - Simple assault or battery cases
   - Trespassing or loitering cases

6) ADJOURNMENT

I, Joanne Robbins, declare under penalty of perjury that this agenda has been posted at least 72 hours in advance at the Lafayette City Offices, 3675 Mt. Diablo Blvd., Suite 210, Lafayette, CA.

* Any writings or documents pertaining to an **open session** item provided to a majority of the City Council less than 72 hours prior to the meeting, shall be made available for public inspection at the front counter at City Hall located at 3675 Mt. Diablo Blvd., Suite 210, Lafayette, CA. during normal business hours.

City of Lafayette
Public Meeting Agenda
Special Meeting
Lafayette City Council

Monday, April 27, 2009 **6:15 pm**
Lafayette Community Center – **Sequoia Room**
500 St. Mary's Road, Lafayette, California

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7) CALL TO ORDER
8) ROLL CALL
9) ADOPTION OF AGENDA
10) PUBLIC COMMENTS
11) CLOSED SESSION
    A. **Conference with Legal Counsel – Anticipated Litigation: Significant exposure to Litigation pursuant to Government Code section 54956.9(b) (1 Case)**

    B. **Conference with Real Property Negotiators (Government code section 54956.8)**
    Property: APN 241-010-031 (Risa Road)
    Agency Negotiator: Steven Falk, City Manager/Executive Director
    Negotiating Parties: Davidson APN 241-010-031 (Risa Road)
    Under Negotiation: Price and Terms of Payment

12) ADJOURNMENT

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City of Lafayette
Public Meeting Agenda
Special Meetings of
Lafayette City Council
Circulation Commission
Bicycle Pedestrian Advisory Committee

Monday, April 27, 2009 **6:30 pm**
Lafayette Community Center – **Sequoia Room**
500 St. Mary's Road, Lafayette, California

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1) CALL TO ORDER
2) ROLL CALL
3) ADOPTION OF AGENDA
4) PUBLIC COMMENTS

Convene Joint Session

5) PRESENTATION
   A. **Circulation Commission**
   Report on Goals and Accomplishments 2009
   Recommendation: Receive and file.

   B. **Bicycle Pedestrian Advisory Committee**
   Report on Goals and Accomplishments 2009
   Recommendation: Receive and file.

Adjourn Joint Session

6) ADJOURNMENT

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City of Lafayette
Public Meeting Agenda
Lafayette City Council
Redevelopment Agency

Monday, April 27, 2009 **7:00 pm**
Lafayette Community Center – **Manzanita Room**
500 St. Mary's Road, Lafayette, California

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1) CALL TO ORDER
2) ROLL CALL
3) PLEDGE OF ALLEGIANCE
4) ADOPTION OF AGENDA
5) REPORT FROM CLOSED SESSION
6) PUBLIC COMMENTS
7) PRESENTATIONS
   A. **Recognizing Michelle Edmunds for her service on the Parks, Trails & Recreation Commission**
   Recommendation: Receive and file.

   B. **Presentation of 2008 Green Awards**
   Recommendation: Receive and file.

   C. **John Coleman, Director, East Bay Municipal Utility District**
   Drought Update
   Recommendation: Receive and file.

   D. **Carol Pranka, Executive Coordinator, Diablo Firesafe Council**
   Community Wildlife Protection Plan and Best Management Practices Guidebook for Hazardous Fuel Treatments in Contra Costa County
   Recommendation: Receive and file.

8) OLD BUSINESS
   A. **Lindy Coburn, Associate Planner**
   Inclusionary Housing Ordinance follow-up on final key component – In-Lieu Fees
   Recommendation: Provide direction on how the City should establish in-lieu fees and direct staff to draft an Inclusionary Housing Ordinance.

   B. **Michael Cass, Assistant Planner**
   Resolution 2009-Lafayette Chamber of Commerce request for Council consideration to amend the 2009 Stimulus Plan to waive parking requirements for existing small businesses under 1500 square feet
   Recommendation: Discuss and direct staff.

   C. **Steven Falk, City Manager**
   Update on 2009 Workplans
   Recommendation: Receive and file.

9) STAFF REPORTS
   A. **Steven Falk, City Manager**
   Letter to Susan Bonilla, Chair, Contra Costa County Board of Supervisors to Oppose

Proposed Reduction in Prosecutions by Contra Costa County District Attorney
Recommendation: Authorize Mayor to send letter opposing proposed reduction in prosecutions by Contra Costa County District Attorney.

10) PUBLIC HEARINGS

11) CONSENT CALENDAR

A. **City Council Minutes**
April 13, 2009
Recommendation: Approve.

B. **Award Contract PWS 09-02; 2009 Spring Pavement Striping and Delineation**
Recommendation: Award Contract PWS 09-02 to Sierra Striping, Inc. in the amount of $24,788.25.

C. **Award Contract for the Community Park Children's Play Area Project**
Recommendation: Adopt the project plans, specifications, and working details for the Lafayette Community Park Children's Play Area Project, reject Blossom Valley Construction, Inc. as non-responsive and award contract to the second lowest bidder, S.R.P. Company in the amount of $124,855.50.

D. **Resolution 2009-20 Authorize City Manager to Execute the Standard City of Lafayette Agreement for Installation and Maintenance of Existing and New Landscaping and Stormwater Management Facilities Operations and Maintenance Agreement and Right of Entry**
Recommendation: Adopt Resolution 2009-20.

E. **Resolution 2009-18 Gifts and Tickets Policy for city employees and officials**
Recommendation: Adopt Resolution 2009-18.

12) COUNCIL/COMMISSION REPORTS

A. Councilmember report on activities and consideration of matters a councilmember wishes to initiate for placement on a future agenda.

B. **Don Tatzin, Mayor**
Comment Letter on the East Bay Municipal Utility District's Proposed Water Supply Management Plan (WSMP 2040)
Recommendation: Authorize Mayor to send letter to EBMUD on the Proposed Water Supply Management Plan (WSMP 2040).

13) WRITTEN COMMUNICATIONS

A. **E-mail from Tom Kelly, KyotoUSA, requesting Council support for SB363 (Hancock), a bill to create a low interest loan fund for the installation of solar panels on the State's public schools.**
Recommendation: Discuss and direct staff.

14) ADJOURNMENT to the next regularly scheduled meeting on Monday, May 11, 2009.

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City of Lafayette
General Information for Public Meetings

Location of Agendas and Agenda Packets: Agenda and packets are available for review by the public during regular work hours at the Lafayette City Offices, 3675 Mt. Diablo Blvd., Suite 210. Agendas and packets shall be made available at least 72 hours in advance of each meeting. Agendas and staff reports are also available on the city website www.ci.lafayette.ca.us .

Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132). Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to Joanne Robbins, City Clerk at (925) 299-3210 at least 48 hours before the meeting, if possible.

Board1 Discussion: In accordance with State Law, the Board is generally prohibited from discussing and making decisions regarding items not posted on the agenda. Exceptions include items of urgency that become known to the Board after the posting of the agenda; discussion of such items requires a 4/5ths affirmative vote by the Board.

Persons Wishing to Speak: Any person may address the Board on any item listed on this agenda. Persons wishing to address the Board should complete a speaker slip and submit it to the City staff. In addressing the Board, speakers should step to the podium and state their names and addresses for the record.

Public Comments on Agenda Items: Persons wishing to speak on items listed on the agenda will be heard when called by the meeting chair. After the public has commented, the item will be closed to public comment and brought to the Board for discussion and action. There is no further comment permitted from the audience unless invited by the meeting chair.

Public Comments on Non-Agenda Items: Persons wishing to speak on matters not posted on this agenda are encouraged to submit the matter in writing to the City Clerk or staff aide at least ten days prior to the next regularly scheduled Board meeting date. Persons unable to do this may address the Board under the PUBLIC COMMENTS section of this agenda. Note, however, that such matters may be referred to staff for action or posted on a future agenda.

Time Limit on Comments: Persons will be permitted to speak for up to three minutes.

Posted Times: Posted times are estimated and actual times will vary. Public hearings may start later but never earlier than the posted time.

Reconsideration of Items: After the Board has acted on an agenda item, it may reconsider the same item later in the meeting in accordance with Council Rules of Proceedings II.D.4 in Resolution 2007-049.

Consent Calendar: All matters listed under consent calendar are considered to be routine and will be enacted by one motion. There will be no separate discussion of these items unless requested by a member of the Board or a member of the public prior to the time that the Board votes on the motion to adopt.

Notice Requirements: Lafayette Municipal Code Section 6-211 requires that the City provide public notice of the first public hearing for any meeting that requires public notice. If there are additional meetings, they are **not re-noticed**. Be advised that it is the responsibility of any interested party to follow the continuance date or dates, as well as to be apprised of whether project revisions have been submitted.

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1 "Board" is used here as a generic term for the City Council, commissions, committees, task forces, and other public decision-making boards.